Docket: 89697



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Kevin L. Parsons Group Art Unit: To Be Assigned Serial No.: 10/625,388 Examiner: To Be Assigned

For: Tactical Defense Aerosol Device Filed: July 23, 2003

## INFORMATION DISCLOSURE STATEMENT

| [X] 1       | Pursuant to 37 CFR 1.97(b) [within 3 months of filing or prior to 1st Office Action]                 |
|-------------|--|
| []2         | Certification Pursuant to 37 CFR 1.97(c) [before Final Office Action or Allowance]                   |
| []3         | Fee Payment Pursuant to 37 CFR 1.97(c) [before Final Office Action or Allowance]                     |
| []4         | Petition, Certification & Petition Fee Payment Pursuant to 37 CFR 1.97(d) [before issue fee payment] |
| Commissione |  |

Alexandria, Virginia 22313-1450

SIR:

The following are submitted in the above identified application in compliance with 37 CFR 1.97 & 1.98:

[X] 5 A list of documents on Form PTO-1449 together with copies of each identified document and a translation

| ,       | or a con                                   | cise explanation of each non-English language document is enclosed herewith.   |  |  |  |  |  |  |
|---------|--|--|--|--|--|--|--|--|
| This pa | his paper is submitted in accordance with: |  |  |  |  |  |  |  |
| [X] 6   | 37 CFR                                     | 1.97(b): [within 3 months of filing or prior to 1 <sup>st</sup> Office Action]   |  |  |  |  |  |  |
| []7     | 37 CFR                                     | 1.97(c): [before Final Office Action or Allowance, whichever is earlier]; and  |  |  |  |  |  |  |
|         | []8  | The required certification made in item 11 below; or   |  |  |  |  |  |  |
|         | []9  | The \$180.00 fee specified in 37 CFR § 1.17(p) for submission of this Information Disclosure Statement is authorized in item 14 below.   |  |  |  |  |  |  |
| [ ] 10  | 37 CFR                                     | 1.97(d): [before issue fee payment]; and   |  |  |  |  |  |  |
|         | a)   | This is a petition for consideration of the subject Information Disclosure Statement. The petition fee (\$180.00) required by 37 CFR 1.17(i)(l) is authorized in item 14 below. (Direct this letter to: "Attention PETITIONS EXAMINER" and if applicable include batch locator information: e.g. "Allowed Files, Batch, Date of Allowance"), and |  |  |  |  |  |  |
|         |  |  |  |  |  |  |  |  |

b) The required Certification is stated in item 11 below.

## [ ] 11 Certification

- [ ] 12 Each item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or
- [ ] 13 No item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this document after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three (3) months prior to the filing of this Statement.
- [X] 14 Please charge all applicable fees associated with the submittal of this Information Disclosure Statement to Deposit Account No. 23-0920. An original and one (1) copy of this document are enclosed.

In the judgment of the undersigned, portions of the references may be material to the examination of the pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references or to whether the references are considered "analogous art." This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or 103. This Information Disclosure Statement shall not be construed as an admission that the statement or cited references are, or are considered to be, material to the patentability under 37 C.F.R. Section 1.97(h).

Respectfully submitted,

WELSH & KATZ, LTD.

Eric D. Cohen Reg. No. 38,110

WELSH & KATZ, LTD. 120 South Riverside Plaza 22<sup>nd</sup> Floor Chicago, IL 60606 (312) 655-1500

February 25, 2004

## **CERTIFICATE OF MAILING**

I hereby certify that his paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this date:

February 25, 2004 Date

Eric D. Cohen, Esq. Registration No. 38,110 Attorney for Applicants

|                               |  |                                 | _  |                             |                         |                             |                         |               |
|-------------------------------|--|---------------------------------|--|-----------------------------|-------------------------|-----------------------------|-------------------------|---------------|
| Form PTO-1<br>(Rev. 8-88)     | MAR 0 1 2004 7 10  | atent and Tra                   | nt of Commerce<br>demark Office                  | Attorney Doci<br>89         | ket No.<br>697          | Seria                       | al No.<br>10/625,38     | 18            |
| INPORMATION DISCLOSURE STATES |  |                                 | MENT   | Applicant  Kevin L. Parsons |                         |                             |                         |               |
|                               | se service sheets if necessary)                                    |                                 |  | Filing Date                 |                         | Grou                        | p No.                   |               |
|                               |  |                                 |  | July 2                      | 3, 2003                 | <u>_</u>                    | o Be Assig              | ned           |
|                               | U.S. PATENT DOCUMENTS  |                                 |  |                             |                         |                             |                         |               |
| Examiner Initial*             | Document Number  | Date                            | Name   | 9                           | Class                   | Subclass                    | Filing D                | ate<br>priate |
|                               | 5,446,985  | 09-05-95                        | Chen   |                             | _                       |                             |                         |               |
|                               | 5,509,581  | 04/23/96                        | Parsons  |                             |                         |                             |                         |               |
|                               | 5,673,819  | 10-07-97                        | Brunswig   |                             |                         |                             |                         |               |
|                               | 6,283,609 B1   | 09-04-01                        | Parsons  |                             |                         |                             |                         |               |
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|                               |  | FORE                            | IGN PATENT DOCU                                  | MENTS                       | 1                       |                             | Trans                   | lation        |
|                               | Document Number  | Date                            | Countr   | у                           | Class                   | Subclass                    | Yes                     | No            |
|                               | `  |                                 |  |                             |                         |                             |                         |               |
|                               |  |                                 |  |                             |                         |                             |                         |               |
|                               | OTHER DOO  | CUMENTS (In                     | cluding Author, Title,                           | Date, Pertinent             | Pages, Et               | c.)                         |                         |               |
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| Examiner                      | L  |                                 | Date Considered                                  |                             |                         |                             |                         |               |
| *Examiner:                    | Initial if citation cons<br>citation if not in confo<br>applicant. | idered, whethe<br>ormance and i | er or not citation is in one considered. Include | conformance wi              | th MPEP (<br>orm with r | 609; Draw lir<br>ext commur | e through<br>ication to |               |

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| CERTIFICATE OF I            | MAILING BY FIRST CLAS Parsons    | SS MAIL (37 CFR 1.8)                  | Docket No.<br>89697    |
| Serial No.                  | Filing Date                      | Examiner                              | Group Art Unit         |
| 10/625,388                  | July 23, 2003                    | To Be Assigned                        | To Be Assigned         |
|                             |                                  |                                       | •                      |
| Invention: TACTICAL         | DEFENSE AEROSOL DEVICE           | •                                     |                        |
| OIPE                        |                                  |                                       | •                      |
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| . I hereby certify that thi | s Information Disclosure Stater  | ment                                  |                        |
|                             |                                  | (Identify type of correspondence)     |                        |
| is being deposited w        | ith the United States Postal Se  | ervice as first class mail in an      | envelope addressed to: |
| Commissioner for Pate       | ents, P.O. Box 1450, Alexandria, | VA 22313-1450 on Fe                   | bruary 25, 2004        |
|                             |                                  |                                       | (Date)                 |
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|                             |                                  | Eric D. Cohen, Reg. N                 | o 38 110               |
| •                           |                                  | (Typed or Printed Name of Person Mail |                        |
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|                             |                                  | (Signature of Person Mailing Con      | respondence)           |
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|                             | Note: Each paper must ha         | ve its own certificate of mailing.    |                        |
| Information Disclosur       | o Statement: Form DTO 1440: F    | our (4) United States Deferences      | and Dastand            |
| iniomation disclosur        | e Statement, Form FTO 1449, Ft   | our (4) United States References;     | and Postcard.          |
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